

CALENDAR ITEM

C44

A 10

02/09/16

PRC 9259.1

S 2

V. Caldwell

CORRECTION TO GENERAL LEASE – RECREATIONAL USE

APPLICANT:

Lee R. Miller and Dorothea E. Miller

CORRECTED NAME OF APPLICANT:

Lee R. Miller and Dorothea E. Miller, as Trustors of the Miller Trust, dated January 1, 1992

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Corte Madera Creek, adjacent to 69 Greenbrae Boardwalk, near the city of Larkspur, Marin County.

AUTHORIZED USE:

Use and maintenance of an existing uncovered floating boat dock, pilings, and gangway not previously authorized by the Commission.

LEASE TERM:

20 years, beginning December 18, 2015.

CONSIDERATION:

\$314 per year, with an annual Consumer Price Index adjustment.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland adjoining the lease premises.
2. On December 18, 2015, the Commission authorized a General Lease – Recreational Use to Lee R. Miller and Dorothea E. Miller. Staff has since been made aware that the property was transferred to a trust. Therefore, staff is requesting Commission approval to correct the Applicant's name to Lee R. Miller and Dorothea E. Miller, as Trustors of the Miller Trust, dated January 1, 1992.

CALENDAR ITEM NO. **C44** (CONT'D)

3. The correction of the lease is not a project as defined by the California Environmental Quality Act (CEQA) because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378, subdivision (b)(5).

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

AUTHORIZATION:

Authorize correction of the Commission's December 18, 2015 authorization of a General Lease – Recreational Use to correct the Applicant's name from Lee R. Miller and Dorothea E. Miller to Lee R. Miller and Dorothea E. Miller, as Trustors of the Miller Trust, dated January 1, 1992.

EXHIBIT A

PRC 9259.1

LAND DESCRIPTION

A parcel of tide and submerged land situate in the bed of the Corte Madera Creek, in the unincorporated area of Greenbrae, County of Marin, State of California, and being more particularly described as follows:

COMMENCING at the southeasterly corner of parcel described in that certain Grant Deed recorded as Document No. 92-004009, Official Records of said county; thence along the southeasterly boundary of said parcel, North 25° 13' 00" East 61.64 feet; thence North 19° 17' 00" East 46.56 feet; thence North 24° 08' 00" East 44.59 feet to the POINT OF BEGINNING; thence continuing along the southeasterly boundary and northeasterly prolongation thereof, North 24° 08' 00" East 67.46 feet; thence leaving said boundary prolongation North 70° 59' 20" West 62.60 feet to a point on the northerly prolongation of the westerly boundary of said parcel of said deed; thence along said prolongation and westerly boundary, South 19° 08' 00" West 67.21 feet; thence leaving said westerly boundary, South 71° 00' 04" East 56.72 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM any portions lying landward of the Ordinary High Water Mark on the right bank of said Corte Madera Creek.

END OF DESCRIPTION

Prepared 09/23/2015 by the California State Lands Commission Boundary Unit.



SITE



LOCATION



Exhibit B

SITE

TS 09/23/15